

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

MONIQUE KATZ and YEKATERINA
SKIDANENKO, individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

EQUINOX HOLDINGS, INC.,

Defendant.

Case No.: 20-CV-09856 (DEH)(RWL)


**[PROPOSED] ORDER DISMISSING NON-COMPLIANT OPT-IN PLAINTIFFS WITH
PREJUDICE**

IT IS HEREBY ORDERED, that Defendant's Motion to Dismiss the Thirteen (13) Non-Compliant Opt-in Plaintiffs with prejudice for failing to respond to written discovery and to schedule and appear for a deposition in direct defiance of this Court's January 5, 2024 Order under Rule 37(b)(2)(A) and 41(b) of the Federal Rules of Civil Procedure is hereby **GRANTED**. These Opt-in Plaintiffs include: Akira Bryant, Reese Davis, Gabrielle DeAngelis, Ashley Forbes, Rosana Hernandez, Isabelle Iannizzotto, Mary Judge, Alvin Lebrun, James Moussa, Christi O'Hanlon, Michael Richards, Juan Vallejo and Vaughn Gray.

SO ORDERED.

This the 20 day of February, 2024.

This order of dismissal is limited to the FLSA claims of the listed opt-in Plaintiffs and does not affect any claims they may have under state law.



Dale E. Ho
United States District Judge